

Steamer Table.

From S. F.	Jan. 18
Peking	Jan. 22
Ventura	Jan. 23
For S. F.	Jan. 20
China	Jan. 21
Sierra	Jan. 21
From Sydney	Jan. 15
Moana	Jan. 15
For Sydney	Jan. 18
Aorangi	Jan. 18

The Evening Paper Reaches the Home

EVENING BULLETIN

The EVENING BULLETIN Reaches Most Homes

Vain mortals in this world of strife,
Don't think of what you've had;
But think of what you want,
and try
The magic of an Ad.

Bulletin "Want Ads." are placed where thousands read.

VOL. X. No. 2046.

HONOLULU, TERRITORY OF HAWAII, THURSDAY, JANUARY 16 1902

PRICE 5 CENTS.

MASTER BUILDERS STILL ADVANCING

Will Enlarge Membership to Hundred or More.

BUILDERS' EXCHANGE LATEST PROPOSITION

Circulars Sent to Various Business Houses of City--Nucleus of Fund Already Started.

From the day that the Master Builders' Association was first formed, until the present time, the members have ever worked along the line of improvement and now the organization stands on a footing second to none in the city. Its membership is large and its rooms in the Elite building are spacious, neat and artistically arranged. Many benefits have been derived by the members from the formation of the association. They have had profitable exchanges of ideas and arguments that have resulted in much benefit.

Progressiveness is the watchword of the Master Builders' Association and now that body of men has come forward with a proposition which is already in working order. The association aims to take in the various houses in the city that furnish it material for the building of houses. This of course includes the lumber dealers, the hardware men, the leaders in plumbing supplies and the like.

The ultimate aim of the association is of course, a Builders' Exchange. In fact, a nucleus of a fund for this purpose is already in existence. With the new members it is expected to secure, the fund will swell until the hopes of the present members will undoubtedly be realized.

Circulars have been sent to various of the business houses of the city, giving information as to the proposition now being put forth and when the answers come in, it is expected that the association will be able to muster a hundred strong. Following are the present members: F. W. Boardman, H. F. Bertram, John Bowler, Campbell & Pettus, J. B. Cogswell, Concrete Construction Co., Ltd., J. H. Craig, Donald Currie, D. L. Davis, William Dunbar, A. Harrison, Mill Co., Ltd., Fred Harrison, Hawn, Eng. and Const'n Co., Hoffman & Riley, J. A. Hopper, T. H. Kern, Lucas Bros., McDonald & Langston, John Ouderkirk, Pacific Mill Co., Ltd., William T. Pate, F. H. Redward, M. L. Smith, F. J. Wilhelm.

In time, the association will have its own building and then the exchange will be more than ever a place where people interested in building may find contractors and sub-contractors and where contractors in their turn may meet material men, make settlements and carry on all the business they desire. It will be a case of mutual convenience. Like many of the exchanges on the Mainland, there will be certain hours set apart when there will be a general gathering of these men at the association rooms.

Then too, various firms may leave their advertising cards for distribution, this requiring the establishment of a sort of post office such as may be found in the Builders' Exchange in Philadelphia and other large cities of the United States. Plans may be kept in the rooms by the sub-contractors in fact, there is hardly any limit to the advancement of the present proposition which the Master Builders' Association now has on hand and all the members are very enthusiastic over the prospect.

For the past three months or so the association has employed a secretary to attend to the wants of the members. J. D. Avery is holding this office. The association intends to continue a secretary at the rooms. In fact, the necessity for such an officer grows greater every day.

KEAHOHU RECORD.

The steamer Keahou made a record in discharging sugar yesterday which will stand a long time among the smaller boats of the island fleet. She arrived from Hawaii yesterday morning about 9:30, with 3600 bags of sugar for the Alameda. Going alongside immediately, her cargo was transferred to the mail boat and in five hours it was all put aboard and stowed.

Police Court Notes.

In the Police Court this forenoon: M. K. Kaho, adultery, \$30 and costs; Mrs. M. W. Manu, same charge, \$15 and costs; three Porto Ricans, vagrancy, \$10 and costs; eight Porto Ricans, same charge, continued to January 17; 10c. assault and battery on Kuma (w), \$10 and costs. The case of Ah Hong, charged with receiving stolen goods, was continued until January 15.

It is claimed that the voting machine will reduce the machine vote. If so, it is a good thing.

BANK CLERKS PREFERRED.

Charles Bon, clerk in Bishop's bank, was visited in his room in Mr. Jacobson's house, Pensacola street, by a burglar the same night as Mr. Cheek, the Bank of Hawaii clerk, had an encounter with a masked prowler in his house. In Mr. Bon's case the robber got away with a suit of clothes, a pair of shoes, a gold watch and \$7. His movements on leaving awakened Mr. Bon, who sprang at him but got entangled in his mosquito net. Before he could extricate himself the robber escaped.

AGAINST STONE WALL

HAMANO APPEAL CASE

NOT IN PROPER SHAPE

Matters in Federal and Territorial Courts This Morning--Kamalo Case Motion Continued Till Tomorrow.

Hamano's appeal from the Board of General Appraisers at New York ran up against a stone wall in the United States District Court this morning.

There was no testimony to hand from the Board. Judge Esteve ruled that he was sitting as an appellate court and could not take original evidence. The only evidence in sight is a pair of Chinese shoes, an exhibit of the goods over which the dispute arose. An order was made by the Court to the Appraisers to furnish the testimony on which their ruling was made, also for one of them to act as referee to take new evidence.

Circuit Judge Humphreys, in the Ku aia divorce case, ordered the libellee to pay \$3 a week alimony during pendency of the case, deposit \$6 costs of court within two weeks and pay an attorney's fee of \$25 within sixty days. The *Lauvaca* vs. Juen matter went over to Friday.

The motion to set a day for the *Kamalo* case was postponed until tomorrow morning.

Henry Smith, guardian of Kahana, minor, has rendered his first and final account showing receipts of \$229.60 and payments of \$61.60, which makes the balance \$168.

A YOUNG ATTORNEY AND AN OLD JUDGE

Attorney Matthewman was the attorney for the defense in a case of adultery in the Police Court this morning and during the course of the long trial, he took occasion to make many objections to questions put by Deputy Sheriff Chillingworth, who was conducting the prosecution.

Finally Mr. Chillingworth asked the female defendant, "Did you not tell me at the police station on Sunday morning last that, because your husband had not paid you the regular alimony decreed by the Court, you were living with that other man?"

Mr. Matthewman again objected and was overruled. He stood up and asked that his objection be put in writing on the Police Court record. Then the following interesting dialogue took place between Judge Wilcox and himself:

Mr. Matthewman: "I want that to go on record. I want it down in writing on the record."

Judge Wilcox: "Write out your objection and hand it to the clerk."

Mr. Matthewman: "No; that is not necessary."

Judge Wilcox: "If you want it noted, write it out. By and by you will be saying that what the clerk has noted is not what you said. Put it in your own language and in your own hand writing, and then sign your name to it, so that there will be no mistake."

Mr. Matthewman: "I understand it to be the duty of the judge and clerk of this court to make note of objections of attorneys when they are made."

Judge Wilcox: "When I desire information at your hands as to my duties, I will ask you and thank you when I receive it."

Mr. Matthewman: "I understand that attorneys have certain rights in this court."

Judge Wilcox: "So they have; your right now is to sit down and proceed with this case."

Mr. Matthewman did sit down and the case continued.

Later on, Attorney Straus, who was associated with Mr. Matthewman in the case, arose to make an objection, and the latter remarked: "It won't do you any good." Mr. Straus gave him a crushing look, but Judge Wilcox evidently did not hear the remark.

ALAMBDA MOVE TO.

A large crowd was present at the wharf to see the Alameda away yesterday. The band was present at the boat as usual, and its music was greatly enjoyed. Promptly at 3 o'clock the gangway was lowered and a little later the vessel swung into the stream and started for home. Something went wrong when the steamer reached Diamond Head as she stopped and was hoisted to for almost an hour. It was at first thought that she had some trouble away to land but from what the look-out at Diamond Head says, she did not send any boats ashore. It is thought that some part of her machinery became heated and a stop was necessary to cool it off.

Oopa was arrested this morning on the charge of vagrancy. Detective Kapa roped in a Portuguese, Fitaro Gonvela by name, it being suspected that he stole a bicycle. The man is being held for investigation.

GOVERNMENT MAKES SOME CONCESSIONS

Upset Price for Land to Kona-Kau Railway Reduced.

RIGHT OF WAY GRANTED OVER GOVERNMENT LAND

Granting of the Right of Eminent Domain Is Not Within the Powers of the Government.

J. Coerper, representing the Kona and Kau Railway Company, obtained some concessions from the government this morning. He appeared at the meeting of the executive council and asked for a reconsideration of the upset price for the land desired by the company at Napoou.

The vote of the preceding meeting, which fixed \$50 an acre as the upset price, was reconsidered and it was decided to put the land up at auction for an upset price of \$10 an acre, the government reserving a fifty-foot strip on the south side along the beach.

A right of way over government land for the railway was also requested by Mr. Coerper. This was granted under the statute, but the right of eminent domain further requested could not be given. There was no law for it.

Attorney General Dole read an opinion, which is printed elsewhere, answering a question from Treasurer Wright relative to a Territorial license for the National Bank of Waikuku. It concludes that such a license is not required, being in fact disallowed by Federal law.

A petition was received from taxpayers of Makawao, Maui, asking that the road from that place to Haiku be changed according to a map furnished.

Jas. H. Boyd, Superintendent of Public Works, read a letter reporting progress on the new bridge in Hamakua, the contents of which are printed elsewhere.

JAPANESE LABORER SEVERELY INJURED

A telephone message came in from the Harrison stone quarry at Kaimuki this forenoon that a Japanese laborer had just been badly hurt and was probably dead. A hack was despatched for Dr. Emerson at his home on School street. The doctor was at home and he was taken to Kawaiahoe church where the patrol wagon was waiting for him.

When the quarry was reached, it was found that the Japanese, unconscious when the telephone message was received, was conscious then. Dr. Emerson asked the man his name and his age and gave the fellow a glass of water.

On an examination of the man being made, it was found that one of the legs was broken and that there was a fracture of the skull.

It was learned from the people at the quarry that the Japanese had been working near one of the fly wheels of the stone crusher. He was caught in one of the fly wheels and before the machinery could be stopped, was pulled down to the pavement underneath sustaining the injuries already mentioned.

The Japanese, Tokio by name, was taken to the Queen's Hospital. At last accounts, he was still alive.

FARRANT FUNERAL.

The funeral of William Farrant, who fell dead at his home on School street yesterday morning, will take place at 3 o'clock this afternoon from the Masonic Temple. The services will be under the auspices of the Masons, of which the deceased was a member.

Mr. Farrant was sitting in the parlor of his home yesterday morning when his wife, who was eating her breakfast, heard him call. She rushed into the room and was just in time to catch his falling body in her arms. Doctors were called but their services were not needed. The man was already dead from valvular heart disease.

Deceased was to leave for the Coast in the Alameda. He had not been in the best of health for some time, and the trip had been arranged on this account. He was or some time connected with the Honolulu Iron Works and had only recently returned from Hawaii. He was 42 years of age and was a native of Brighton, England.

The smallest tree in the world is the Greenland birch. Its height is less than 3 inches, yet it covers a radius of 2 of 3 feet.

S. S. SIERRA, JAN. 21

Next Express Steamer to the Coast Ship Your Packages by Wells, Fargo & Co. Express

Office with American Messenger Service, Masonic Building. TELEPHONE MAIN 199.

VALUABLE APPRENTICE CAPTAIN HALSTEAD WAS ANXIOUS FOR YOUNG MAN

Would Have to Pay Five Hundred Dollars For Not Returning Boy to Home.

Before the Sewall sailed yesterday there was a still hunt instituted for one of the members of the crew who had escaped from the vessel. He was needed by the captain, as he was considered one of the most valuable belongings of the vessel and in default of returning him to his home and fond mamma the ship would be liable to pay the sum of five hundred dollars on a bond given for his safe return, perils of the sea excepted.

The person in question was a small boy who was shipped as apprentice by Captain Halstead, and the day before the vessel sailed he decided that he would remain in this city, as the climate suited him precisely. As it was a matter of much money to the skipper of the vessel to have his protégé aboard when the ship sailed, every endeavor was made to find the lad, and a few minutes before the anchor was up he was put aboard. Captain Halstead was loud in his denunciation of the manner in which he claimed his men were being stolen from him by the runner of the Sailors' Home, and although that individual denied any participation in the escape of the sailors of the Sewall, he and Captain Halstead did not say good-by to each other before the ship sailed.

CHANGE OF PROGRAM

A majority of the performers of the World's Entertainers will display their versatility this evening by completely changing their acts for tonight's program. Platt and Sutherland, who have been opening the evening with a musical comedy sketch, will turn out entirely new jokes and selections. Hope Haddon will change her songs, as will Alma de Monza.

The three eccentricities, the big and little casino and the Queen of Hearts, have another complete set of whimsicalities. Bunth and Rudd have more absurdities. New national dances are to be introduced by the Ferrari Duo while Prof. Powell has an extraordinary feat for introduction. With an apparently ordinary rod, line and baited hook, the wizard proceeds to fill a glass globe with fish that he has hooked from nowhere. They are not flying fish either, as the conjurer explains. But ordinary gold fish captured originally in Waikiki ponds.

A special bargain matinee has been announced for Saturday, when children will be admitted to the reserved seats for twenty-five cents, adults also having a cut rate privilege of half the regular price.

There is a lot of amusement for the young folks in the program and the house will be fairly crowded. Last night every seat in the house was again taken.

REFORM IS UNPOPULAR

YOUNG CHINESE SAYS THERE IS BACKSLIDING

A Reference to Meeting of January 1--An Injunction Suit Liable To Be Result Soon.

The young Chinese who have submitted a petition to the Chinese United Society matter in that case try to do receive an answer from that official very soon, they will get out an injunction against the present list of officers, elected on the night of January 1, on the ground that the proceedings were not conducted according to the charter of the society. One of the young men interested called in at the Bulletin office this morning and spoke as follows:

"I am very sorry to say that the reform movement started some time ago in the islands, and which was so enthusiastically received by so many of the Chinese from Hawaii to Kauai, is now suffering at the hands of backsliders--men who have gone back to the old ways and are no longer willing to progress."

"At the meeting of January 1 we protested against the high-handed action of the members who got in as officers. They did not hang to the charter in any way, shape or manner, and we old officers were let down and out. Reform is no longer popular. When it came in with a rush and we accepted it in good faith and bound ourselves to carry out its principles, we who are now against retrogression at the meeting of January 1, meant business in many places and, for that reason, we were given the cold shoulder. We were thrown down and trampled on by the very men who at one time not long ago, came out together with us and cast aside all the old-time methods."

"We have enough of the reform movement left in us to fight this thing to the last ditch. An injunction suit will be our next step."

Weekly edition of the Bulletin \$1 a year.

NATIONAL BANKS NOT TAXABLE

Do Not Require License From Territorial Government.

ATTORNEY GENERAL DOLE RENDERS AN OPINION

Duties of United States Banks to National Treasury in Lieu of All Others Taxable--Waikuku Bank Case.

Following is the opinion of the Attorney General on the case of the Waikuku National Bank, read in the Executive Council:

Territory of Hawaii, Office of the Attorney General, Honolulu, H. I., January 16th, 1902.

Honorable Wm. H. Wright, Treasurer of the Territory of Hawaii.

Dear Sir: I am in receipt of your request for my opinion "whether the First National Bank at Waikuku, Maui, should take out a banking license, as required in sections 724 and 725 of the Penal Laws of 1897."

Sections 724 and 725 are as follows: "The annual fee for a banking license shall be \$750. The term 'banking' for the purposes of this Act shall mean the engaging in, buying or selling drafts or bills of exchange on banks or persons in other countries, or the receiving of deposits and paying of checks thereon. Any person holding a banking license may also under such license loan his own money or collect for, or receive, or take the money of another, or loan or advance the same to another, or others, charging a higher rate of interest than is allowed to the depositor; or may loan the money of another, or negotiate a loan to or from another, for a commission or other compensation."

Sections 5214 and 5215 of the Revised Statutes of the United States are as follows: "In lieu of all existing taxes, every association shall pay to the Treasurer of the United States in the months of January and July, a duty of one-half of 1 per centum each half-year upon the average amount of its notes in circulation, and a duty of one-quarter of 1 per centum each half-year upon the average amount of its deposits, and a duty of 1 per centum each half-year on the average amount of its capital stock, beyond the amount invested in United States bonds. Nothing herein shall prevent any association from paying taxes on the basis of its net income, or from being included in the valuation of the personal property of the owner or holder of such shares, in assessing taxes imposed by authority of the State within which the association is located; but the legislature of each State may determine and direct the manner and place of taxing all the shares of national banking associations located within the State, subject only to the restrictions, that the taxation shall not be at a greater rate than is assessed upon other moneyed capital in the hands of individual citizens of such State, and that the shares of any national banking association owned by non-residents of any State shall be taxed in the city or town where the bank is located, and not elsewhere. Nothing herein shall be construed to exempt the real property of associations from either State, county, or municipal taxes, to the same extent, according to its value, as other real property is taxed."

National banks are liable to a privilege tax imposed by city ordinance; Chattanooga vs. Mayor, Etc., 8 Heisk. Tennessee 814. Nor in view of the fact that the shares alone are taxable, as a tax upon their business imposed by the municipal authorities of the city where the bank is located. Mayor of Macon vs. First National Bank, 59 Ga. 648. In the case of McCulloch vs. the State of Maryland, 4 Wheaton 316, it was held that Congress had the constitutional right to authorize the incorporation of banks; that a bank so incorporated had the right to establish its offices of discount and deposit within any State, and that when so established, the State could not tax it. This decision was made with reference to the question whether the State of Maryland could impose a tax on a bank of the United States incorporated under an act of Congress April 10th, 1816. The principle therein announced has been reaffirmed and applied to the Act of Congress authorizing the incorporation of national banks in the following cases: Van Allen vs. Assessors, 3 Wall. 573; Bradley vs. People, 4 Wall. 459; Lionberger vs. Rouse, 9 Wall. 468; Tappan vs. Ass'ts, 14 Wall. 480; Hepburn vs. School District, 23 Wall. 480; People vs. National Bank, 69 Am. St. R. 32.

In all these cases it was held that a State could impose only such taxes as were authorized by the act of Congress creating national banks, and that said act only authorized a tax on the shares in such bank, and not upon its capital; and that such banks derived their authority to do business in the State by virtue of a United States statute, which is supreme. Therefore, it follows that the right of such banks to do business in a State is not dependent upon a license to be obtained from the State authorities. The right of a national bank to conduct its business as a banking institution is in no way dependent on a license to be obtained, either from the State or any of its municipalities. City of Carthage vs. First National Bank of Carthage, 71 Mo. 508.

A national bank derives its existence and its powers from the Government of the United States. It pays a revenue to the United States in lieu of all local taxes, except such as the United States authorizes. Its shares are taxable to shareholders by the

NEW PAIAI SCHOONER

THE BROTHERS SLID INTO THE WATER TODAY

Will Be Ready For Trial Trip on Sunday --- Will Soon be Run in the Molokai Trade.

The new schooner The Brothers was successfully launched from the yard of Charles Purdy this morning at 2:30 o'clock. The boat took the water like a duck, and when she is rigged will make a very fine appearance. She is to be schooner rigged and have an auxiliary power an 8-horsepower Union engine, which will be used in time of calm or adverse winds. Her dimensions are: length, 36 feet; beam, 10 feet; draught, 5 feet.

The new boat will be put in the Molokai trade, furnishing supplies to the leper settlement, and will be ready for business the first part of next week. It is thought possible that the vessel will be able to have her trial trip on Sunday and the performance of the home-made schooner will be watched with much interest by those operating the small vessels plying in the island trade.

The new boat is about fifteen tons capacity and looks like a splendid sea boat. She will be fitted with knock-down cabin accommodations for six persons, so that she may easily be converted into a cruiser for excursion and fishing parties wanting to leave town to be gone some time. For the present the 8-horsepower engine will be used, but arrangements have been made so that a much larger engine can be installed without changing the plans of the vessel, and as the time comes for the need of more power it will be installed. The Brothers was built by Charles Purdy, under the supervision of Herbert Young, who designed her.

WILL FLAG BECKLEY.

On Saturday Purser George C. Beckley will be presented with an Admiral's flag by members of the Honolulu Harbor of the Masters' and Pilots' Association.

The presentation will take place on the arrival of the Kinai at this port and is in the nature of a surprise to Beckley, who is very popular among his fellow members. The flag is being made here and will be ready tomorrow. After the presentation the new banner will be christened by the recipient and his friends.

MAY BRING MAIL.

It is expected that the Hyades or Hawaiian will bring a mail from San Francisco as they were to leave on the 8th inst, and would be five days later than the last regular steamer from the Coast. The Peking due to arrive here on Saturday would leave the Coast four days later than the freight steamers and so it is thought the postoffice authorities will send mail by the big boats. They are expected this afternoon.

Cecil Brown, administrator, vs. Equitable Life Assurance Society, was before the Supreme Court from opening this morning until the middle of the afternoon. It relates to the insurance on the life of the late D. B. Smith.

Old Aunt (despondently)--"Well, I shall not be a nuisance to you much longer." Nephew (reassuringly)--"Don't talk like that, aunt. You know you will!"--Punch.

A PROWLER AT WOOD'S.

Mrs. C. B. Wood called at the police station this forenoon and complained to Sheriff Brown that there had been a suspicious looking individual hanging about her home on Thurston avenue throughout the morning. He had not attempted anything like violence, nor had he entered the house. However, she did not believe he was in the neighborhood for any good purpose. Mr. Brown despatched an officer to the scene to make investigations.

People on the plains and in the locality in which Dr. and Mrs. Wood live, are very much stirred up over the recent robberies out in that general direction and are taking special precautions to guard themselves against further depredations. Sheriff Brown has men patrolling those places nightly and all citizens are asked please not to mistake these men for prowlers.

Someone from the Advertiser office sent Officer Muldoon on a wild goose chase late yesterday afternoon. Telephone message was received at the police station to the effect that the body of a man was lying in the shallow water at Kakaako, near the Iron Works. The officer was sent to investigate and found that there was absolutely no foundation to the wild rumor.

NEW BRIDGES BEING ERECTED

Damages By Flood Were Not Exaggerated By Walker.

MARSTON CAMPBELL REPORTS GOOD PROGRESS

Travel Will Be Open This Week Between Papaaloa and Laupahoehoe --- Bridges Will Save Roads.

Marston Campbell, Assistant Superintendent of Public Works, has written to Superintendent J. H. Boyd under date of Papaaloa, January 14, regarding new bridges, etc., as follows:

"Steamer Maui arrived Sunday morning at Laupahoehoe and discharged the large timber. The balance and iron are being discharged at Papaaloa. Work has actively begun on the framing and by end of this week travel will be open between this place and Laupahoehoe. Will leave here for Hilo Wednesday morning and complete business there. Friday will leave on Kinai for Maui.

"It is impossible to get to Waimea by team, so have sent word to Mr. Boyd to meet me at Kawaiahoe. Mr. Walker did not exaggerate the condition of the road from Honolulu to Laupahoehoe. The entire top coating of macadam has been washed away and it at present resembles a corduroy road. The caves and slides on the Laupahoehoe pail were very severe, in places completely blocking the roadway. In several places it was necessary to build extensive retaining walls. It will take a couple of months' hard work to repair all the breaks and place the road in its former condition.

"Work on the section from Ooala to Laupahoehoe is going along nicely. There is a lack of labor throughout the entire district, which makes it very hard to get labor for the roadwork.

"The cause of the washouts was the small size of the culverts. The creeks brought down large quantities of driftwood and debris of all kinds, which dammed up the openings and caused the water to rise so it flowed over the surface of the roadway and soon cut it away, destroying all the masonry work, etc. The bridges are unquestionably the proper thing."

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